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**From:** Koslow, Karin [Koslow.Karin@epa.gov]  
**Sent:** 4/5/2018 4:07:18 PM  
**To:** Williamson, Timothy [Williamson.Tim@epa.gov]; Knapp, Michael [Knapp.Michael@epa.gov]; Siegal, Tod [Siegal.Tod@epa.gov]; Carson, Davida [David.a.Carson@usdoj.gov]  
**CC:** Marshall, Tom [marshall.tom@epa.gov]; Maher, Lauren [Maher.Lauren@epa.gov]; Schroer, Lee [schroer.lee@epa.gov]  
**Subject:** RE: DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing

Sounds like a great plan – thank you for reaching out to Dave and making sure that we are coordinating with each other.

Thanks,  
Karin

Karin Koslow  
Deputy Associate General Counsel  
Cross-Cutting Issues Law Office  
Office of General Counsel  
U.S. Environmental Protection Agency  
(202) 564-0171  
WJC North Room 7358

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**From:** Williamson, Timothy  
**Sent:** Thursday, April 05, 2018 11:38 AM  
**To:** Knapp, Michael <Knapp.Michael@epa.gov>; Siegal, Tod <Siegal.Tod@epa.gov>; Carson, Davida <David.a.Carson@usdoj.gov>  
**Cc:** Koslow, Karin <Koslow.Karin@epa.gov>; Marshall, Tom <marshall.tom@epa.gov>; Maher, Lauren <Maher.Lauren@epa.gov>; Schroer, Lee <schroer.lee@epa.gov>  
**Subject:** RE: DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing

Just spoke with Dave C about coordinating with DOJ on the review of DOI's draft.

## Deliberative Process / Attorney-Client / Ex. 5

Sound OK?

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**From:** Knapp, Michael  
**Sent:** Thursday, April 05, 2018 11:25 AM  
**To:** Siegal, Tod <Siegal.Tod@epa.gov>; Williamson, Timothy <Williamson.Tim@epa.gov>

**Cc:** Koslow, Karin <Koslow.Karin@epa.gov>; Marshall, Tom <marshall.tom@epa.gov>; Maher, Lauren <Maher.Lauren@epa.gov>; Schroer, Lee <schroer.lee@epa.gov>

**Subject:** RE: DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing

All,

Here's a link to the DOI letter on Sharepoint for inputting edits and comments. Adding Lee given that some of the

## **Deliberative Process / Attorney-Client / Ex. 5**

Mike

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Michael Knapp  
Office of Regional Counsel  
U.S. Environmental Protection Agency, Region 1  
5 Post Office Square  
Boston, Massachusetts 02109  
617-918-1053

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**From:** Siegal, Tod

**Sent:** Wednesday, April 04, 2018 6:15 PM

**To:** Williamson, Timothy <Williamson.Tim@epa.gov>; Knapp, Michael <Knapp.Michael@epa.gov>

**Cc:** Koslow, Karin <Koslow.Karin@epa.gov>; Marshall, Tom <marshall.tom@epa.gov>; Maher, Lauren <Maher.Lauren@epa.gov>

**Subject:** FW: DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing

### **Privileged Attorney Communication – Deliberative – Do Not Release**

Hi Tim and Mike. Attached is the draft DOI clarification letter. DOI is requesting feedback by 4/11. Please treat this as close hold.

CCILO has our regularly scheduled Indian law team meeting tomorrow (Thursday) morning. That's just CCILO folks, not the OGC Front Office. We plan to use some of that time to discuss the draft DOI letter. We start at 10:00. If you're available and wish to join, perhaps you could dial in at around 10:20 or 10:30. That will give us a chance to take care of other business and still leave a good bit of time to start discussing the draft letter. Dial-in info is below. It's one of those conference numbers with a limited number of lines, so grouping together would be helpful. If you can't make that time, I'm sure we'll find additional slots to discuss the letter.

Lauren: I saw that you shared the letter with R10 ORC. I know our bi-weekly is a bit early for them, but you might want to mention it in case they have any early birds.

Thanks.

*Call-in number:  
Conference Num  
Participant Code*

## **Conference Line/Code / Ex. 6**

Tod Siegal  
U.S. EPA, Office of General Counsel  
Cross-Cutting Issues Law Office  
202-564-5552

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**From:** Fotouhi, David

**Sent:** Wednesday, April 04, 2018 5:01 PM

**To:** Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Siciliano, CarolAnn <Siciliano.CarolAnn@epa.gov>; Schroer, Lee <schroer.lee@epa.gov>; Koslow, Karin <Koslow.Karin@epa.gov>

**Subject:** Fwd: DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing

Please see below and attached and let me know your thoughts.

Sent from my iPhone

Begin forwarded message:

**From:** "Scherer, Kyle" <kyle.scherer@sol.doi.gov>

**To:** "Leopold, Matt" <Leopold.Matt@epa.gov>, "Fotouhi, David" <Fotouhi.David@epa.gov>, "Jeffrey.Wood@usdoj.gov" <Jeffrey.Wood@usdoj.gov>, "Eric.Grant@usdoj.gov" <Eric.Grant@usdoj.gov>, "Jonathan.Brightbill@usdoj.gov" <Jonathan.Brightbill@usdoj.gov>, "Alexander, Craig (ENRD)" <Craig.Alexander@usdoj.gov>, "Tracy.Toulou2@usdoj.gov" <Tracy.Toulou2@usdoj.gov>, "Carson, Davida" <David.a.Carson@usdoj.gov>

**Cc:** "Daniel Jorjani" <daniel.jorjani@sol.doi.gov>, "Middleton, Brandon" <brandon.middleton@sol.doi.gov>, "Eric Shepard" <eric.shepard@sol.doi.gov>, "Matthew Kelly" <matthew.kelly@sol.doi.gov>

**Subject:** DELIBERATIVE PROCESS - DO NOT DISCLOSE - Clarification Letter re Sustenance Fishing

All,

Please find attached a draft letter clarifying the conclusions reached by the Solicitor in 2015 regarding the Maine Tribes' subsidiary treaty rights to water quality. We would appreciate hearing your comments or concerns by Wednesday, April 11th. If you have any questions, please feel free to reach out directly to me or Eric Shepard (copied).

Regards,

Kyle Scherer  
Acting Deputy Solicitor - Indian Affairs